

Before the Board of Zoning Adjustment, D. C.

PUBLIC HEARING - November 12, 1969

Appeal No. 10240 Milton O. McGinty, appellant

THE ZONING ADMINISTRATOR OF THE DISTRICT OF COLUMBIA, appellee.

On motion duly made, seconded and unanimously carried, the following Order of the Board was entered at the meeting of November 18, 1969

EFFECTIVE DATE OF ORDER - December 16, 1970

ORDERED:

That the appeal for variance from the requirements of Section 7202.1 to permit waiver of one off-street parking space at No. 80 Brandywine Street, S. W., lot 40, Square 6171, be granted.

FINDINGS OF FACT:

1. The subject property is located in an R-2 District.
2. The property is presently unimproved.
3. Appellant proposes to erect two semi-detached dwellings on the property.
4. An existing brick wall which encroaches upon the subject property approximately one foot and one-half precludes the building of a driveway the required width under the regulations in order to allow auto access to the rear of the property.
5. Waiver of one off-street parking space is requested.
6. No opposition to the granting of this appeal was registered at the public hearing.

OPINION:

We are of the opinion that appellant has proved a hardship within the meaning of the variance clause of the Zoning Regulations

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and that a denial of the requested relief will result in peculiar and exceptional practical difficulties and undue hardship upon the owner.

Further, we hold that the requested relief can be granted without substantially impairing the intent, purpose and integrity of the zone plan as embodied in the Zoning Regulations and Map.

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED:

By: _____
PATRICK E. KELLY
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DIRECTOR OF INSPECTIONS WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.